

EFFECTIVE

July 1, 2021.

Subject(s)

PSM 713-01, CPS Investigation

Schulkers Ruling

If at any time during an investigation a caseworker no longer suspects abuse or neglect, further contact with any child requires prior consent of a parent. *Schulkers, et al. v Kammer, et al., 955 F3d 520 (CA 6, 2020)*

Reasonable suspicion of abuse or neglect exists when the current, known facts and/or circumstances, indicate abuse or neglect may have occurred. Reasonable suspicion no longer exists when the facts and circumstances of the investigation do not indicate child abuse or neglect can be confirmed.

**Temporary,
Voluntary Family
Made Arrangements**

Discussions of a temporary voluntary arrangement for a child should be led by a parent or legal guardian; and the decision to change, extend or stop the arrangement rests with the parent. CPS may not restrict a parent's custody or access to their child without a court order.

**Five Category
Disposition
Decision Making
Tree**

Decision Making Tree was updated to reflect that a petition must be filed if a family does not participate during a Category II case per MCL 722.628d.

**Disposition
Summary**

The disposition summary must identify how the facts and evidence obtained during the investigation led to the case outcome.

**General Editing
and Refinement**

General updates made for grammar and hyperlink additions.

Reason: 6th Court of Appeals ruling: *Schulkers, et al. v Kammer, et al.*, 955 F3d 520 (CA 6, 2020)., Office of Children's Ombudsman recommendation.

**MANUAL
MAINTENANCE
INSTRUCTIONS**

Changed Items ...

[PSM 713-01](#)

[PSM 715-2](#)